

**PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA**

**DOCKETING DEPARTMENT**

**NOTICE OF FILING**

**DOCKET NO. 2005-315-C**

Pursuant to S.C. Code Ann. Regs. 103-836 and S.C. Code Ann. § 58-9-280(G)(1), BellSouth Telecommunications, Incorporated (“BellSouth”) has filed a Petition with the Public Service Commission of South Carolina (“the Commission”) to enter an Order stating that the Commission will not regulate business or residential voice mail offerings in any exchanges in BellSouth’s operating territory in South Carolina. In support of its Petition, BellSouth argues that S.C. Code Ann. §58-9-280(G)(1) provides that “[t]he Commission shall not regulate a service for which competition exists if the market for that service is sufficiently competitive to protect the public interest.” This statute, according to BellSouth, requires the Commission not to regulate voice mail services in BellSouth’s territory because these services, their functional equivalent, or substitute services are available from many regulated and unregulated provider. BellSouth also states that it is not aware of any other Incumbent Local Exchange Company (“ILEC”) that references voice mail in their tariffs that are on file with the Commission. Upon information and belief, therefore, the voice mail service offered by other ILECs in South Carolina is not regulated by the Commission. Further, voice mail service is unregulated in seven of the nine states in BellSouth’s operating region.

A copy of the Application is on file in the offices of the Public Service Commission of South Carolina, 101 Executive Center Drive, Columbia, South Carolina 29210, the Commission’s web site at [www.psc.sc.gov](http://www.psc.sc.gov), and is available from Patrick W. Turner, General Counsel, BellSouth Telecommunications, Incorporated, 1600 Williams Street, Suite 5200, Columbia, South Carolina 29201.

A public hearing, if scheduled, will be held in Columbia, South Carolina in the offices of the Commission at the above address, for the purpose of receiving testimony and other evidence from all interested parties regarding this Application. The time and date of this hearing will be furnished to all interested parties at a later date.

Any person who wishes to participate in this matter, as a party of record with the right of cross-examination should file a Petition to Intervene in accordance with the Commission’s Rules of Practice and Procedure on or before **November 25, 2005** and indicate the amount of time required for his presentation. Please include an email address for receipt of future Commission correspondence in the Petition to Intervene. ***Please refer to Docket No. 2005-315-C.***

Any person who wishes to testify and present evidence at the hearing, if scheduled, should notify the Docketing Department in writing at the address below, the Office of Regulatory Staff at Post Office Box 11263, Columbia, South Carolina 29211, and Patrick W. Turner, General Counsel, at the above address, on or before **November 25, 2005** and indicate the amount of time required for his presentation. ***Please refer to Docket No. 2005-315-C.***

Any person who wishes to be notified of the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Docketing Department in writing at the address below on or before **November 25, 2005**. ***Please refer to Docket No. 2005-315-C.***

**PLEASE TAKE NOTICE:** Any person who wishes to have his or her comments considered as part of the official record of this proceeding **MUST** present such comments, in person, to the Commission during the hearing.

Persons seeking information about the Commission’s Procedures should contact the Commission at (803) 896-5100.

Public Service Commission of South Carolina  
Attn: Docketing Department  
Post Office Drawer 11649  
Columbia, South Carolina 29211

OCT-25-05